



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:

William Crismore et al.

Serial No. 10/693,305

Filed: October 24, 2003

ELECTROCHEMICAL
BIOSENSOR TEST STRIP

Before the Examiner: Lyle Alexander
Group Art Unit 1743

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on January 19, 2007.

Thomas Q. Henry
Name of Registered Representative

Signature

January 19, 2007
Date of Signature

**THIRD SUPPLEMENTAL
INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Pursuant to the duty of disclosure embodied in 37 C.F.R. 1.56, Applicant wishes to bring to the attention of the Examiner the following patents, publications and/or other information listed on the enclosed PTO Form PTO/SB-08A and/or PTO/SB-08B. This information has not been previously submitted in this application, and has not been heretofore cited by the Examiner. Copies of cited items are enclosed in accordance with 37 C.F.R. § 1.98.

In addition to other art identified herein, applicant has determined that a prior art device marketed by Bayer Corporation under the trademark GLUCOMETER ELITE® was being sold more than a year before the earliest priority date for this application, and therefore constitutes prior art under §102(b). Below is a picture of the Glucometer Elite product, and an actual sample of the device is attached hereto on the right side of the below picture. Also

Third Supplemental Information Disclosure Statement
Serial No. 10/693,305
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Substitute for form 1449/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)				Complete if Known	
				Application Number	10/693,305
				Filing Date	October 24, 2003
				First Named Inventor	William Crismore
				Art Unit	1743
				Examiner Name	Lyle Alexander
Sheet	1	of	2	Attorney Docket No.	7404-572

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)	MM-DD-YYYY		
		US- 5,320,732	06/14/1994	Nankai et al.	
		US- 5,563,042	10/08/1996	Phillips et al.	
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FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)	MM-DD-YYYY			
		CN 1146016	03/26/1997	Panasonic Corporation		<input type="checkbox"/>
		JP 5164756	6/29/1993	Rohto Pharmaceutical Co.		<input type="checkbox"/>
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Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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Substitute for form 1449A/PTO

JAN 23 2007

(Use as many sheets as necessary)

Complete if Known

Application Number	10/693,305
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First Named Inventor	William Crismore
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Art Unit	1743
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Examiner Name	Lyle Alexancer
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Attorney Docket No.	7404-572
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Examiner Signature		Date Considered	
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² Applicant is to place a check mark here if English language Translation is attached.

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